

No. 10055-A.S.O.(E)-Lab-69/30597.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Haryana, Faridabad, in respect of the dispute between the workmen and the management of Messrs Jawala Textile Mills, Gurgaon.

BEFORE SHRI P. N. THUKRAL, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,  
HARYANA, FARIDABAD

Reference No. 34 of 1969

between

THE WORKMEN AND THE MANAGEMENT OF MESSRS JAWALA TEXTILE MILLS,  
GURGAON

Present :

Nemo for the workmen.

Shri P. B. Lal, Labour Officer of the respondent concern.

### AWARD

An industrial dispute having arisen between the workmen and the management of M/s Jawala Textile Mills, Gurgaon, the same was referred to this Tribunal for adjudication—*vide* Gazette Notification No. ID/GG 65-A-69, dated 28th June, 1969. The items of dispute referred for adjudication are as under:—

- (1) Whether the action of the management in changing the mode of payment of Shrimati Ram Pita from time rate to piece rate is justified and in order? If not, to what relief is she entitled?
- (2) Whether the contract system prevalent in the Bangle Khatta of the Mills should be abolished? If so, from which date and with what details?

On receipt of the reference usual notices were issued to the parties in response to which a statement of claim was filed on behalf of the workmen and the management filed their written statement. A replication was considered necessary and the case was adjourned to the 24th September, 1969 to enable the workmen to file their replication. The representation of the workmen, however, did not appear on the date fixed nor did he file any replication. The issues which arose from the pleading of the parties were framed. However, an application has been given on behalf of the management that a compromise had been effected between the parties and the representative of the management filed a copy of the memorandum of settlement arrived at between the parties under section 12(3) of the Industrial Disputes Act. The management were directed to produce the original settlement and the case was adjourned to 10th October, 1969, for the purpose. On the date fixed, no body was present on behalf of the workmen again. The statement of the representative of the management was recorded and he has proved the settlement in question. Clause 16 of the settlement provides that the workmen would not press the demands which are the subject-matter of the present reference and the management in return agreed not to take any disciplinary action against any workman in connection with the strike/agitation which the workmen commenced on 18th August, 1969. Since no body on behalf of the workmen has even cared to put in appearance there is no reason to doubt the genuineness of the settlement.

The representative of the workmen instead of putting in appearance on the date fixed that is 10th October, 1969 has sent an application bearing the same date in which it is mentioned that the date fixed in the case was 14th October, 1969 and the representative of the workmen was never informed of the change of date. This application has no substance because even on the previous date that is 24th September, 1969 when the issues were framed no body was present on behalf of the workmen and, therefore, he could not even be aware of the next date fixed. Since the representative of the management had given an application that a settlement has been arrived at between the parties he was allowed to produce the settlement in question on 10th October, 1969. This case was never adjourned to 14th October, 1969 as alleged in the application submitted by the representative of the workmen and no change in the date has been made. Since the settlement in question is duly proved by the evidence of the management and it cannot be said to be unfair I hold that the reference has become infructuous. I give my award accordingly. No order as to costs.

P. N. THUKRAL,

Dated 10th November, 1969.

Presiding Officer,  
Industrial Tribunal, Haryana  
Faridabad.

No. 3793, dated 17th November, 1969.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour & Employment Departments, Chandigarh, as required under Section 15 of the Industrial Disputes Act, 1947.

P. N. THUKRAL,

Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

B. L. AHUJA, Secy.

# LABOUR AND EMPLOYMENT DEPARTMENTS

The 29th October, 1969

No. 6545-3Lab-69 30676.—In exercise of the powers conferred by clause (E) (a) of section 5 of the Minimum Wages Act, 1948 (Central Act 11 of 1948), the Governor of Haryana hereby appoints a Committee consisting of the following persons to hold enquiries and advise the Government in revising the minimum rates of wages in respect of the employment "Ferrous Metal Rolling and Re-Rolling Industry" in the State of Haryana, which were fixed vide erstwhile Punjab Government Notification No. 147-2Lab-66/1058, dated the 5th April, 1966 and fixing minimum rates of wages for the workers for whom no wages were previously fixed:—

## Government Nominee who do not represent any Interest—

- |  |          |
|--|----------|
| 1. Shri M. K. Jain, Deputy Labour Commissioner, Haryana  | Chairman |
| 2. Economic and Statistical Advisor to Government Haryana,<br>Chandigarh or his representative | Member   |

## Employers Representatives—

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|---|--------|
| 1. Shri B. P. Obral, Project Officer, Chief Executive Engineer,<br>M's Bharat Steel Limited, Ghanor, District, Rohtak | Member |
| 2. Shri Prayag Narayan, Partner, M's Bharat Metal Industry,<br>Railway Road, Bhiwani                                  | Member |

## Employees Representatives—

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| 1. Shri Madhu, Sudan Shram Kushish, General Secretary,<br>Jagadhri Metal Mazdoor Union, Jagadhri | Member |
| 2. Shri Shiv Narain Vats, Secretary, Engineering Works<br>Union, Bhiwani Stand, Rohtak           | Member |

The Committee shall make its recommendations to the Government within six months from the date of publication of this notification.

The Headquarters of the Committee shall be at Chandigarh but the Chairman can hold meetings at any other place in the State of Haryana.

H. S. ACHREJA, Secy.

The 1st December, 1969

No. 9083-3Lab-69 30672. In continuation of Government Notification No. 10100-2Lab-68, dated the 20th November, 1968 and No. 3203-3Lab-69 14191, dated 21st June, 1969 and in exercise of the powers conferred by sub-section (1) of section 19 of the Minimum Wages Act, 1948 (Central Act No. XI of 1948), the Governor of Haryana is pleased to appoint the Arbitration Promotion Officer, Labour Department, Haryana, to be Inspector for the purpose of the said Act in the whole State of Haryana.

B. L. AHUJA, Secy.